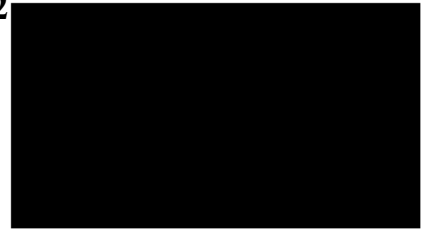




Working together. Saving lives.



CONFIDENTIAL MEDICAL PEER REVIEW

December 8, 2016

VIA SECURE EMAIL

[Redacted]

Chief Executive Officer
Indiana Donor Network

[Redacted]

[Redacted]

Medical Director
Indiana Donor Network

[Redacted]

Dear [Redacted]:

As President of the Organ Procurement and Transplantation Network (OPTN) and United Network for Organ Sharing (UNOS), I am writing to inform you of an adverse action taken by the OPTN/UNOS Board of Directors in response to its review of Indiana Donor Network (INOP).

At its meeting on December 5-6, 2016, the Board of Directors placed INOP on Probation. The Board adopted the following resolution:

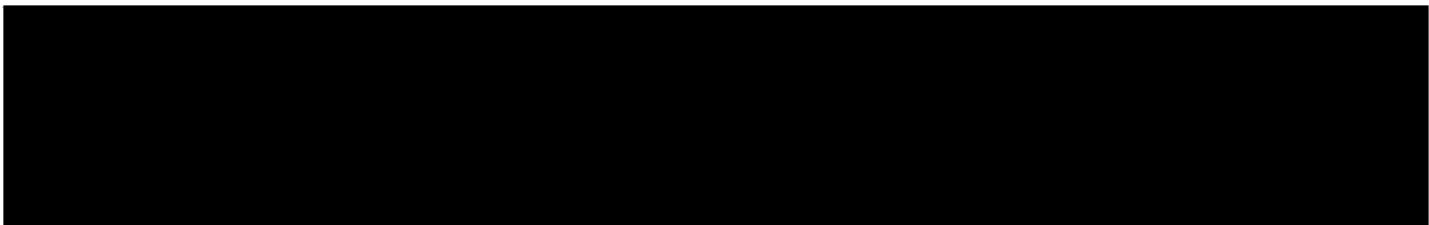
RESOLVED, that the Board of Directors places Indiana Donor Network on Probation based violation of Policy 2.2 (OPO Responsibilities), effective December 6, 2016.

The Board approved this resolution by a vote of 34 For, 0 Against, and 0 Abstentions.

This action was based on information and data reviewed by the Membership and Professional Standards Committee (MPSC), and information and data presented by INOP. As provided by the OPTN Bylaws, INOP was offered due process steps including an interview conducted on October 27, 2016, and a hearing with the MPSC, which INOP waived.

Being placed on Probation by the OPTN does not affect the ability of INOP to continue to function as an organ procurement organization. Probation is described in Appendix L.15(E)(1) of the Bylaws. Also pursuant to the Bylaws, UNOS will provide formal notification to all OPTN members and the general public that INOP has been placed on Probation.

In addition, INOP is required to notify within 30 days all hospitals in INOPs donation service area that have a contractual agreement with INOP. In advance of notifying the appropriate



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hospitals, INOP should submit a copy of a representative notification letter and a list of those hospitals that will receive the letter to [REDACTED]

Restoration

The Bylaws, Appendix L.20 outlines the process for restoration of membership privileges after a member has been placed on Probation and includes:

- A) Request for Restoration of Membership Privileges.
A Member may request restoration of membership privileges after it demonstrates to the satisfaction of the MPSC that:
1. The Member is in compliance with OPTN obligations.
 2. The Member has fully implemented any corrective action plan or plan for quality improvement previously required by the MPSC.
 3. The Member has demonstrated that the underlying cause for the adverse action has been corrected, or eliminated.
 4. The type of violation that resulted in the adverse action is not likely to recur.
 5. There are no pending compliance issues that may lead to a potential violation or non-compliance that would require an Imminent Threat Review.

The burden is on the Member at all times to demonstrate that restoration of membership privileges is appropriate.

- B) Minimum Requirements to Request Restoration of Membership Privileges
The MPSC will only consider requests for restoration of membership privileges during its regularly scheduled meetings and the member may not request restoration of membership privileges until *both* occur:

At least twelve months have passed since the approval and implementation of the MPSC prescribed corrective action plan.

At least twelve months have passed since the approval of the final action by the Board of Directors or the Secretary of HHS.

If the MPSC denies the member's request for restoration of membership privileges, the member may renew its request 6 months from the date the MPSC denied the request.

- C) Additional Requirements.
At its discretion, the MPSC may require any of the following before it considers a request for restoration of privileges:
1. An unannounced OPTN Contractor on-site review.
 2. An unannounced peer on-site review.
 3. Data and document review.
 4. A presentation to the MPSC by the member.

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Section 21 of Appendix L further provides that in response to the Member request for restoration of the unrestricted membership, the MPSC may recommend to the Board a trial reinstatement period.

This matter was conducted as confidential medical peer review. Therefore, only a limited amount of information regarding the details of the matter may be made public. I refer you to the OPTN website for additional information on the details of the matter that have been made public.

If you have any further questions or concerns regarding this resolution or need any additional information, please contact [REDACTED]
[REDACTED]

Sincerely,

[REDACTED]

[REDACTED]

President, OPTN/UNOS Board of Directors

[REDACTED]

cc: [REDACTED] Executive Director and CEO, UNOS